

# UNITED STATES PATENT AND TRADEMARK OFFICE

## CERTIFICATE OF CORRECTION

PATENT NO. : 6,809,242 B1  
 DATED : October 26, 2004  
 INVENTOR(S) : Puskaric, Vladimir

Page 1 of 2

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

### Column 6,

Line 8, should read:

-- maize lines GE535658 and GE516223. These lines, depos- --

### Column 33,

Line 60, should read:

-- Collection (ATCC), 10801 University Boulevard, Manassas, --

Line 63, should read:

-- the ATCC on September 9, 2003, September 12, 2003 and September 15, 2003, --

### Column 34,

Line 10, should read:

-- Virginia 20110-2209. This deposit of seed of hybrid maize plant --

Line 19, should read:

-- viability of the sample upon deposit. Applicant(s) have no --

Lines 21-22, should read:

-- transfer of biological material or its transportation in commerce. Applicant(s) do not waive any infringement of their --

Line 26, should read:

-- 1: Seed of hybrid maize variety designated 39K40, representative --

Line 27, should read:

-- seed of said variety having been deposited under --

Line 39, should read:

-- kernel, cob, husk and stalk. --

Line 41, should read:

-- metabolism comprising transforming at least one of inbred --

### Column 36,

Line 6, should read:

-- selecting said F1 progeny plants that have the desired --

Lines 15-16, should read:

-- (e) repeating steps (c) and (d) three or more times in succession to --

Line 19, should read:

-- (f) crossing said fourth or higher backcross progeny plant with the other --

Line 31, should read:

-- 28. The plant of claim 27 wherein the desired trait is --

Line 32, should read:

-- herbicide resistance and the resistance is conferred to an --

Line 36, should read:

-- 29. The plant of claim 27 wherein the desired trait is insect --

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It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 36 (cont'd),

Line 39, should read:

-- 30. The plant of claim 27 wherein the desired trait is male --

Line 46, should read:

-- GE535658 and GE516223, representative samples of --

Line 48, should read:

-- Nos. as PTA-5505 and PTA-5517 respectively, --

Line 52, should read:

-- fructosyltransferase, levansucrase, alpha-amylase, --

Lines 64-65, should read:

-- (e) repeating steps (c) and (d) three or more times in succession to --

Column 37,

Line 1, should read:

-- (f) crossing said fourth and higher backcross progeny plant with the other --

Column 38,

Line 1, should read:

-- the physiological and morphological characteristics of hybrid --

Line 2, should read:

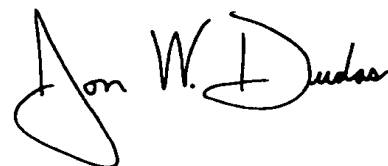
-- maize variety 39K40 listed in Table 1 as determined at the 5% --

Line 7, should read:

-- plant and harvesting the resultant maize seed. --

Signed and Sealed this

Nineteenth Day of April, 2005



JON W. DUDAS  
*Director of the United States Patent and Trademark Office*